

Docket Number
70404.10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Naoki MAKITA et al. Serial No.: 10/699,460 Filed: November 3, 2003 Title: SEMICONDUCTOR FILM, METHOD FOR MANUFACTURING SEMICONDUCTOR FILM, SEMICONDUCTOR DEVICE, AND METHOD FOR MANUFACTURING SEMICONDUCTOR DEVICE	Art Unit: 2891 Examiner: I. Anya
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REQUEST TO HAVE PREVIOUS ISSUE FEE APPLIED TO NEW ISSUE FEE

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

In response to the decision to grant the petition filed February 21, 2006, Applicants hereby request that the Issue Fee and Publication Fee paid on December 28, 2005 be applied to the new Issue Fee, due to be paid on or before June 8, 2006.

Applicants enclose the new Issue Fee Transmittal Form PTOL-85 and attach a copy of the decision on the petition to withdraw the above-identified application from issue after payment of the issue fee, dated February 27, 2006.

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March 31, 2006
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The Commissioner of Patents is authorized to charge any amount due, or credit any overpayment, to Deposit Account No. 50-1353

Respectfully submitted,

Date: March 31, 2006

/Joseph R. Keating #37,368/
Attorneys for Applicants

Joseph R. Keating
Registration No. 37,368

Christopher A. Bennett
Registration No. 46,710

KEATING & BENNETT, LLP
8180 Greensboro Drive, Suite 850
Tyson's Corner, VA 22102
Telephone: (703) 637-1480
Facsimile: (703) 637-1499



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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

SHARP KABUSHIKI KAISHA
C/O KEATING & BENNETT, LLP
8180 GREENSBORO DRIVE
SUITE 850
MCLEAN, VA 22102

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FEB 27 2006

In re Application of :
Naoki Makita, et al. :
Application No. 10/699,460 :
Filed: November 3, 2003 :
Atty Docket No.: 70404.10 :

OFFICE OF PETITIONS

ON PETITION

This is a decision on the petition, filed February 21, 2006, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

*Petitioner is advised that the issue fee paid on December 28, 2005, in the above-identified application, cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.*¹

It is noted that the address given on the petition slightly differs from the address of record. If appropriate, a change of address should be filed in this case in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address noted on the petition. However, until otherwise instructed, all future correspondence regarding this application will be mailed solely to the address of record.

Telephone inquiries relating to this decision should be directed to the undersigned at (571) 272-3204.

¹The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-65(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-65).